

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

December 5, 2005

DIVISION TWO

B182670 People (Not for Publication)
v.
Ford

The Court:

The order under review is affirmed.

Boren, P.J., Doi Todd, J., Ashmann-Gerst, J.

B181198 Universal Banner Network, Inc., et al. (Not for Publication)
v.
Zell, et al.

The order denying the application for temporary restraining order and preliminary injunction is affirmed. Costs to respondents.

Yegan, J. (Assigned)

We concur: Boren, P.J.
Ashmann-Gerst, J.

DIVISION FOUR

[illegible]

The judgment is affirmed.

Curry, J.

We concur: Epstein, P.J.
Hastings, J.

B171848 People (Not for Publication)
v.
Frausto

For the reasons stated, the judgment is reversed with directions to the trial court to conduct an in camera review of Deputy Doeve's and Deputy Hererra's personnel files as requested in appellant's *Pitchess* motion. If the in camera review reveals no discoverable information--that is, information which could lead to admissible evidence helpful to appellant's defense--the trial court shall reinstate the original judgment and sentence. If the in camera review uncovers discoverable information, the trial court shall provide the requested discovery, allow appellant an opportunity to demonstrate prejudice, and order a new trial if prejudice is demonstrated.

Curry, J.

We concur: Epstein, P.J.
Hastings, J.

December 5, 2005 (Continued)

DIVISION FOUR (Continued)

B179544 Wolfe (Not for Publication)
v.
Levinson et al.

The order is reversed. Appellants are awarded their costs.

Curry, J.

We concur: Epstein, P.J.
Hastings, J.

[illegible]

The judgment is affirmed. The petition for habeas corpus is denied.

Curry, J.

We concur: Epstein, P.J.
Hastings, J.

B181511 Tucker (Not for Publication)
v.
Astro Aluminum Heat Treating Company, Inc.

The judgment is affirmed.

Curry, J.

We concur: Hastings, Acting P.J.
Willhite, J.

DIVISION FIVE

Court convened at 9:00 a.m.

Present: Turner, P.J., Armstrong, J., Mosk, J. and J. Belcher, Deputy Clerk.

Each of the following:

B180651 People v. Mungia et al
B178311 People v. Boyd
B178410 People v. Bowie
B177184 Crane v. Department of Transportation
B183756 DCFS v. Cornelio Z.

Argument waived, cause submitted.

B182724 Linda Savage et al
 v.
 Cynthia Heath

Merits:

Argued by Michael Leight for appellant and by William Allard and Richard Sharpe for respondents. Cause submitted.

B179028 Magda Benavides
 v.
 State Farm General Insurance

Merits:

Argued by Scott Lord for Plaintiff, Appellant and Cross-Respondent and by S. Thomas Todd and Lloyd Ownbey for Defendant, Respondent and Cross-Appellants. Cause submitted.

B181368 Janice Sharp et al
 v.
 Paul Anderson et al

Merits:

Argued by Floyd Brown for appellants and by John Hunter for respondents. Cause submitted.

DIVISION FIVE (Continued)

B180025 Alan Wayne
 v.
 BP Oil Supply

Merits:
Argued by Lee Gordon for appellants and by Ronald Redcay for
respondent. Cause submitted.

B183609 Waltraud Krause
 v.
 Nemenz International

Merits:
Argued by Waltraud Krause in propria persona for appellant and by
Benjamin Shatz for respondent. Cause submitted.

Court recessed at 11:15 a.m.

Court reconvened at 11:25 a.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

Each of the following:

B183257 People v. Thomas
B180924 People v. Williams

Argument waived, cause submitted.

B179488 Gerald Watson
 v.
 City of Los Angeles

Merits:
Appearances by David Cwilko for appellant and by Gerald Sato, Deputy
City Attorney, for respondent. Both counsel submitted on the briefs. Cause
submitted.

December 5, 2005 (Continued)

DIVISION FIVE (Continued)

Court recessed at 11:30 a.m.

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Mosk, J., Kriegler, J. and J. Belcher, Deputy Clerk.

B185768 DCFS v. Rochelle B.

Argument waived, cause submitted.

B183178 Sona Gharabagui et al
v.
Soghra Karabagui

Merits:

Argued by Roy Weatherup for appellants and by John Amberg for respondent. Cause submitted.

Court adjourned.

DIVISION SEVEN

B181792 RPD Vagabond Associates (Not for Publication)
v.
Choice Investment, LLC.

On appeal we remand with directions to vacate the order of dismissal and enter a new and different order staying the matter. The order on the cross-appeal is affirmed. Each party is to bear its own costs on appeal. Cross-respondent is entitled to costs on the cross-appeal.

Woods, J.

We concur: Johnson, Acting P.J.
Zelon, J.

December 5, 2005 (Continued)

DIVISION SEVEN (Continued)

B180796 People (Not for Publication)
v.
Banales

The judgment is affirmed.

Zelon, J.

We concur: Perluss, P.J.
Woods, J.

B178739 Pierce (Not for Publication)
v.
Santa Clarita Community College District

The judgment is affirmed. Defendants shall recover their costs on appeal.

Zelon, J.

We concur: Johnson, Acting P.J.
 Woods, J.

[illegible]

The order under review is affirmed.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

December 5, 2005 (Continued)

DIVISION SEVEN (Continued)

B182035 People v. Jackson (Not for Publication)

The judgment is modified to reflect presentence credits of 410 days, 274 actual and 136 conduct. As modified, the judgment is affirmed.

Woods, J.

We concur: Perluss, P.J.
Johnson, J.

B169729 Eagles (Not for Publication)
v.
Albertson's Inc.
The Raymond Corporation, respondent

The judgment is affirmed. Eagles and Raymond are entitled to their costs of appeal.

Woods, J.

We concur: Johnson, Acting P.J.
 Zelon, J.

B177404 Fair (Not for Publication)
v.
Williams

The judgment is affirmed. Respondent(s) to recover costs.

Woods, J.

We concur: Perluss, P.J.
Zelon, J.

DIVISION SEVEN (Continued)

B177792 Rowe (Not for Publication)
v.
Zinnemann

The judgment is affirmed. The Real Estate Commissioner is to recover her costs on appeal.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

B173759 People (Not for Publication)
v.
Ivey

The judgment is reversed, and Ivey's plea is set aside. The matter is remanded in its pre-plea status for further proceedings not inconsistent with this opinion.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

B184662 Routt et al., (Not for Publication)
v.
Superior Court, Los Angeles County
(New Prime, Inc., r.p.i.)

Petition denied by opinion. The parties are to bear their own costs in this proceeding.

Perluss, P.J.

We concur: Johnson, J.
 Zelon, J.

December 5, 2005 (Continued)

DIVISION SEVEN (Continued)

B181737 People (Not for Publication)
v.
Allen

The judgment is affirmed.

Zelon, J.

We concur: Johnson, Acting P.J.
Woods, J.

B181860 People (Not for Publication)
v.
Amaya et al.,

The appeals are dismissed.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

[illegible]

The judgment is affirmed.

Perluss, P.J.

We concur: Johnson, J.
 Woods, J.

B176985 Paykar Construction
v.
Casa Eva Homeowners Association I

Filed order certifying opinion for publication.